

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

JOHN CHRIS KOTSIS, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

UNITED PARCEL SERVICE, INC., a  
Delaware Corporation,

Defendant.

NO. 2:23-cv-01111-JLR

**STIPULATION AND ~~[PROPOSED]~~  
ORDER STAYING DEADLINES  
PENDING FINALIZATION OF  
SETTLEMENT**

**NOTE ON MOTION CALENDAR:  
DECEMBER 6, 2023**

1 Plaintiff John Chris Kotsis and Defendant United Parcel Service, Inc., respectfully submit  
 2 this Stipulation and Proposed Order Staying Deadlines Pending Finalization of Settlement to  
 3 request that the Court stay further briefing and hearing on Defendants' Motion to Compel  
 4 Arbitration, filed on September 20, 2023, pending the Parties' finalization of settlement and  
 5 stipulation of dismissal of the case.

6 \* \* \*

7 WHEREAS, John Chris Kotsis and Defendant United Parcel Service, Inc. have reached an  
 8 agreement resolving their dispute over Plaintiff's individual claims (the "Agreement") that will  
 9 result in the parties filing a stipulation of dismissal pursuant to Federal Rule of Civil Procedure  
 10 41(a)(1)(A)(ii) of Plaintiff's claims with prejudice, and a dismissal of claims brought on behalf of  
 11 the putative class without prejudice;

12 WHEREAS, the Parties wish to avoid the expense of continued litigation, and  
 13 unnecessarily burdening the Court, in view of the above-referenced resolution; and

14 WHEREAS, Defendant's Reply in Support of its Motion to Compel Arbitration is  
 15 currently due on December 8, 2023;

16 WHEREAS, the parties agree that temporarily staying all deadlines in this Action for  
 17 thirty-five (35) days, to January 10, 2024 while the parties work to finalize the resolution, is  
 18 prudent and will conserve party and judicial resources. The parties anticipate that they will be in  
 19 position to file a stipulation of voluntary dismissal prior to the expiration of the thirty-five day  
 20 period.

21 IT IS HEREBY STIPULATED by and among the Parties that the Parties hereby jointly  
 22 request that the Court enter an order staying all proceedings and deadlines for thirty-five days, or  
 23 until January 10, 2024.

1 DATED this 6th day of December, 2023.

2 ROSSI & CO. P.C.

BYRNES KELLER CROMWELL LLP

3  
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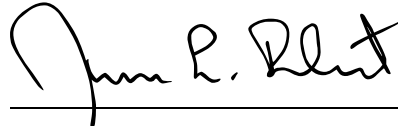
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*Attorneys for Defendant*

1 **[PROPOSED] ORDER**

2 Pursuant to stipulation, it is SO ORDERED. The Clerk is directed to renote Defendant's  
3 motion to compel arbitration (Dkt. # 14) for January 10, 2024.

4 DATED this 7th day of December, 2023.

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8 HON. JAMES L. ROBERT  
9 United States District Court Judge  
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**CERTIFICATE OF SERVICE**

The undersigned attorney certifies that on the 6th day of December, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel on record in the matter.

/s/ John A. Tondini

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